

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE
EASTERN DIVISION**

**IN RE: AME CHURCH EMPLOYEE
RETIREMENT FUND LITIGATION**

MDL Docket No. 1:22-md-03035-STA-jay

ALL CASES

Honorable S. Thomas Anderson

**PLAINTIFFS' UNOPPOSED MOTION TO SEVER AND STAY CLAIMS AGAINST
DEFENDANT JARROD ERWIN**

Plaintiffs Reverend Pearce Ewing, Reverend Charles R. Jackson, Reverend Cedric V. Alexander, Reverend Derrell Wade, Reverend Reuben J. Boyd, Presiding Elder Phillip Russ, IV, Reverend Marcius King, by and through Lynette Glenn, Power of Attorney, Reverend Matthew Ewing, Reverend A. Offord Carmichael, Jr., and Reverend Diane Conley, on behalf of themselves and all others similarly situated, (collectively, "Plaintiffs"), hereby move to sever their claims against Defendant Jarrod Erwin in Plaintiffs' Consolidated Amended Complaint, [ECF No. 74], pursuant to Rule 21 of the Federal Rules of Civil Procedure. Plaintiffs further move to stay all claims that are severed against Defendant Jarrod Erwin pending the completion of Mr. Erwin's Chapter 13 bankruptcy case currently pending in the United States Bankruptcy Court for the Southern District of Texas. *See In re Jarrod Reed Erwin*, No. 23-31315-H5-13 (Bankr. S.D.Tx.). Mr. Erwin does not oppose this Motion. The grounds for this Motion are set forth in the accompanying Memorandum of Law.

Plaintiffs respectfully request that the Court grant this Motion and sever and stay Plaintiffs' claims against Defendant Jarrod Erwin.

Dated: October 4, 2023.

Respectfully submitted,

/s/ Matthew E. Lee
Matthew E. Lee
**MILBERG COLEMAN BRYSON
PHILLIPS GROSSMAN, PLLC**
900 W. Morgan Street
Raleigh, NC 27603
919-600-5000
Fax: 919-600-5035
mlee@milberg.com

Gregorio A. Francis
**OSBORNE & FRANCIS LAW
FIRM, PLLC**
433 Plaza Real, Suite 271 Boca
Raton, FL 33432
(561) 293-2600
Fax: (561) 923-8100
gfrancis@realtoughlawyers.com

Interim Co-Lead Counsel

J. Gerard Stranch, IV
STRANCH, JENNINGS & GARVEY PLLC
223 Rosa L. Parks Avenue, Suite 200
Nashville, Tennessee 37203
(615) 254-8801
Fax: (615) 255-5419
gstranch@stranchlaw.com

Liaison Counsel

Dhamian Blue
BLUE LLP
P.O. Box 1730
Raleigh, NC 27602
919-833-1931
Fax: 919-833-8009
dab@bluellp.com

Elizabeth Hopkins
KANTOR & KANTOR LLP
19839 Nordhoff Street
Northridge, CA 91324
818-886-2525
Fax: 818-350-6274
ehopkins@kantorlaw.net

Kenneth S. Byrd
**LIEFF CABRASER
HEIMANN & BERNSTEIN, LLP**
222 2nd Ave S
Nashville, TN 37210
615-313-9000
Fax: 615-313-9965
kbyrd@lchb.com

Dean Graybill
AARP Foundation
601 E Street, NW
Washington, DC 20049
(202) 434-6280
Fax: (202) 434-6424
dgraybill@aarp.org

Richard Schulte
WRIGHT & SCHULTE LLC
865 S. Dixie Dr.
Vandalia, OH 45377
937-435-9999
Fax: 937-435-7511
rschulte@yourlegalhelp.com

Plaintiffs' Steering Committee

Attorneys for Plaintiffs and Proposed Class

CERTIFICATE OF SERVICE

I hereby certify that on October 4, 2023, I electronically filed the above with the Clerk of this Court by using the CM/ECF system, which will accomplish service through the Notice of Electronic Filing for parties and attorneys who are Filing Users.

/s/ Matthew E. Lee
Matthew E. Lee